



## DECLARATION

### INVENTORSHIP IDENTIFICATION

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### VIBRATING TABLE ASSEMBLY FOR BAG FILLING APPARATUS

### TITLE OF INVENTION

### SPECIFICATION IDENTIFICATION

the specification of which:

- (a) ☐ is attached hereto.
- (b) ☒ was filed on July 31, 2003, as ☒ Serial No. 10/631,169  
☐ and was amended on            (*if applicable*).
- (c) ☐ was described and claimed in PCT International Application No.            filed on             
☐ and was amended on            (*if applicable*).

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

### PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d) (Prior Foreign/Pct Application(S) Filed Within 12 Months (6 Months For Design) Prior To This Application)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate(s) or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate(s) or any PCT international application(s) having a filing date before that of the application(s) of which priority is claimed.

Application Number	Country or PCT	Date Of Filing (Day, Month, Year)	Priority not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> YES <input type="checkbox"/> NO

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. § 119(e)**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Application Number	Filing Date

**CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120**

(All Foreign Application(S), *If Any*, Filed More Than 12 Months  
(6 Months For Design) Prior To This U.S. Application)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or 365(c) PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

U.S Parent Application No.	PCT Parent Application No.	Date Of Filing (Day, Month, Year)	Parent Patent No. ( <i>If applicable</i> )

**DECLARATION**

I hereby declare that my presentation of this paper constitutes a certification under 37 C.F.R § 10.18, which provides, in part, that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application and any patent issuing therefrom

## SIGNATURE(S)

Don F Mackrill  
 (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)

Inventor's signature *Don Mackrill*

Date MARCH 8, 2004 Country of Citizenship Canada

Residence Richmond Hill, Ontario, L4S 1R5 Canada

Mailing Address: 17 Casa Grande Street, Richmond Hill, Ontario, L4S 1R5 Canada

Carmine  Cacciaccaro  
 (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)

Inventor's signature *Carmine Cacciaccaro*

Date March 22, 2004 Country of Citizenship Canada

Residence Toronto, Ontario, M8W 2E4 Canada

Mailing Address: 318 Rimilton Avenue, Toronto, Ontario, M8W 2E4 Canada

Viren J. Panchal  
 (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)

Inventor's signature *Panchal*

Date March 8, 2004 Country of Citizenship Canada

Residence Brampton, Ontario L6R 2R4 Canada

Mailing Address: 77 Blue Whale Drive, Brampton, Ontario L6R 2R4 Canada

☐ **Signature** by administrator(trix), or legal representative for deceased or incapacitated inventor.

Number of pages added \_\_\_\_\_.

☐ **Signature** for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_\_.

☐ Added page for **signature** by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47) Number of pages added \_\_\_\_\_.

☐ Authorization of attorney(s) to accept and follow instructions from representative.

☒ This declaration ends with this page.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
37 C.F.R. § 3.73(b) Statement

Applicants: Mackrill et al.  
For: VIBRATING TABLE ASSEMBLY FOR BAG FILLING APPARATUS  
Serial No.: 10/631,169 Filed: July 31, 2003

**Control and Metering Limited (a Canadian corporation)** is the assignee of the entire right, title and interest in the patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the United States Patent and Trademark Office on \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office on \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office on \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

**Power Of Attorney**

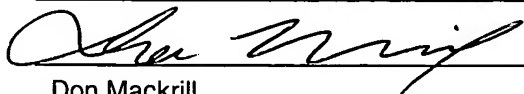
I hereby revoke all previous powers of attorney, if any, and appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Tim S. Bedard,	Reg. No. 53,978	Mark R. Leslie,	Reg. No. 36,360
Roberto Capriotti	Reg. No. 46,599	Franklin B. Molin,	Reg. No. 37,397
George D. Dickos,	Reg. No. 30,048	Robert A. Muha,	Reg. No. 44,249
Thomas J. Edgington,	Reg. No. 34,324	Mark A. Nuzzo,	Reg. No. 53,396
Christine R. Ethridge,	Reg. No. 30,557	Jonathan C. Parks,	Reg. No. 40,120
Kami Lammon-Hilinski	Reg. No. 51,913	Bernard G. Pike	Reg. No. 46,993
Jesse A. Hirshman,	Reg. No. 40,016	Robert V. Racunas, Jr.	Reg. No. 43,027
Mark G. Knedeisen,	Reg. No. 42,747	David Schramm	Reg. No. 41,295
William E. Kuss,	Reg. No. 41,919	Craig M. Waller,	Reg. No. 54,771
James R. Kyper,	Reg. No. 27,346	Robert D. Yeager	Reg. No. 25,047
Michael D. Lazzara,	Reg. No. 41,142		

**Please Direct All Correspondence to:** Mark R. Leslie, Esq.  
Kirkpatrick & Lockhart, LLP  
Henry W. Oliver Building  
535 Smithfield Street  
Pittsburgh, PA 15222-2312

**Declaration**

I hereby declare that my presentation of this paper constitutes a certification under 37 C.F.R § 10.18, which provides, in part, that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application and any patent issuing therefrom.

Date MARCH 8, 2004.  
Signature   
Name Don Mackrill  
Title President CHIEF OPERATING OFFICER  
Don.

Attorney's Docket No. 030548

**PATENT**

For: ☒ U.S. and/or ☒ Foreign Rights  
For: ☒ U.S. Application or  
☐ U.S. Provisional Application  
For: ☐ U.S. Patent  
For: ☐ PCT Application  
By: Multiple Inventors

**ASSIGNMENT OF INVENTION (MULTIPLE INVENTORS)**

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNORS (Inventors):**

Don Mackrill  
(type or print name of inventors)

17 Casa Grande Street, Richmond Hill  
Ontario, L4S 1R5 Canada Canada  
Address Nationality

Carmine Cacciaccaro

318 Rimilton Avenue  
Toronto, Ontario, M8W 2E4 Canada Canada

Viren Panchal

77 Blue Whale Drive  
Brampton, Ontario L6R 2R4 Canada Canada

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\_\_\_\_\_

hereby sells, assigns and transfers to

ASSIGNEE:

Control and Metering Limited  
(type or print name(s) of ASSIGNEE(S))

6500 Kestrel Road  
Address

(a Canadian Corporation)  
Nationality

Mississauga, Ontario, L5T 1Z6, Canada

and the successors, assigns and legal representatives of the ASSIGNEE

(complete one of the following)

- ☒ the entire right, title and interest
- ☐ an undivided \_\_\_\_\_ percent ( \_\_\_\_\_ %) interest for the United States and its territorial possessions

(check the following box, if foreign rights are also to be assigned)

☒ and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled: **VIBRATING TABLE ASSEMBLY FOR BAG FILLING APPARATUS**

(check and complete (a), (b), (c), (d), (e), (f) or (g))

and which is found in

- (a) ☐ U.S. patent application executed on even date herewith
- (b) ☐ U.S. patent application executed on \_\_\_\_\_
- (c) ☐ U.S. provisional application naming the above inventor(s) for the above-entitled invention
- ☐ Express mail label no.: \_\_\_\_\_
- Mailed: \_\_\_\_\_
- ☐ To comply with 37 CFR 3.21 for recordal of this assignment, I, an ASSIGNOR signing below, hereby authorize and request my attorney to insert below the filing date and application number when they become known.
- (d) ☒ U.S. application no.: 10/631,169 filed on July 31, 2003
- (e) ☐ International application no. PCT / \_\_\_\_\_ / \_\_\_\_\_  
filed on \_\_\_\_\_
- (f) ☐ U.S. patent no. \_\_\_\_\_ issued \_\_\_\_\_
- ☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.

(also check (g), if foreign application(s) is also being assigned)

- (g) ☒ and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any

continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, We have hereunto set hand and seal on the date(s) indicated below:

WARNING: The date of signing must be the same as the date of execution of the application, if item (a) was checked above.

Don Mackrill  
(type name of Inventor)

  
Signature of INVENTOR

MARCH 8, 2004  
Date

Carmine Cacciaccaro  
(type name of Inventor)

  
Signature of INVENTOR

MARCH 22, 2004  
Date

Viren Panchal  
(type name of Inventor)

  
Signature of INVENTOR

MARCH 8, 2004  
Date

☐ Notarization or Legalization Page Added.

NOTE: No witnessing, notarization or legalization is necessary. If the assignment is notarized or legalized, then it will only be prima facie evidence of execution. 35 USC 261. Use next page if notarization is desired.



Practitioner's Docket No. 030548

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mackrill et al.  
Application No.: 10/631,169  
Filed: July 31, 2003

For: VIBRATING TABLE ASSEMBLY FOR BAG FILLING APPARATUS

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box: 1450  
Alexandria, VA 22313-1450

STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO  
IS THE ONE INVENTOR EXECUTED BY SIGNING DECLARATION

NOTE: This form is to be used when the declaration only indicates the name(s) of the inventor(s) and the title of the invention. Notice of September 12, 1983, 1035 O.G. 3.

I,

Mark R. Leslie

Name of Practitioner

Kirkpatrick & Lockhart LLP

P.O. Address

Henry W. Oliver Building, 535 Smithfield Street, Pittsburgh, Pennsylvania 15222-2312

Reg. No. 36,360

Tel. No. (412) 355-6271

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.

Mark R. Leslie

SIGNATURE OF PRACTITIONER

Customer No.: 26285

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Box: Missing Part, Commissioner for Patents, P.O. Box: 1450, Alexandria, VA 22313-1450.

Date: \_\_\_\_\_

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature \_\_\_\_\_

\_\_\_\_\_  
(type or print name of person certifying)

(Statement by Practitioner That Application Filed in PTO is the One Inventor Executed by Signing Declaration)